

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION <hr/> THIS DOCUMENT RELATES TO ETHICON WAVE 7 CASES	Master File No. 2:12-MD-02327 MDL No. 2327 JOSEPH R. GOODWIN U.S. DISTRICT JUDGE
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**DEFENDANTS' MOTION TO EXCLUDE CERTAIN
GENERAL OPINIONS OF BRUCE ROSENZWEIG, M.D.**

Defendants Ethicon, Inc. and Johnson & Johnson (hereinafter “Defendants” or “Ethicon”) move to exclude certain general opinions of one of Plaintiffs’ experts, Dr. Bruce Rosenzweig, M.D., that are improper, unreliable, irrelevant, and/or beyond his expertise. Ethicon’s brief in this wave of cases is very similar to its brief submitted for the Wave 3 cases, and Ethicon has incorporated by reference several aspects of that brief. As set forth in the supporting brief, Ethicon additionally requests that the Court preclude Plaintiffs from incorporating by reference multiple expert reports of Dr. Rosenzweig relating to the same device, that the Court preclude Dr. Rosenzweig from suggesting that traditional surgical procedures are safer alternatives to Ethicon’s medical devices, and that the Court preclude Dr. Rosenzweig from offering opinions about certain duties allegedly owed by a medical device manufacturer.

In support of this motion, Ethicon incorporates by reference its supporting memorandum of law filed in conjunction herewith, and the following exhibits:

Exhibit	Description
Ex. A	List of Plaintiffs Disclosing Dr. Rosenzweig
Ex. B	Dr. Rosenzweig's Curriculum Vitae
Ex. C	TVT Report
Ex. D	TVT-O Report
Ex. E	Mueller Expert Designation
Ex. F	Sutphin Expert Designation
Ex. G	<i>Brooks v. Ethicon, Inc.</i> , No. 2:12-cv-02865, Memorandum of Opinion (S.D.W. Va. July 12, 2017)

WHEREFORE, FOR THESE REASONS and as more fully set forth in Defendants' supporting memorandum of law, Defendants respectfully request that this Court enter an order granting Defendants' Motion to Exclude Certain General Opinions of Dr. Bruce Rosenzweig, M.D.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I, William M. Gage, certify that on this day I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

/s/ William M. Gage

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